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6P 1641 ✓
Attorney Mark No.: 12800-003001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James R. LaDine et al. Art Unit : 1641
Serial No. : 09/835,273 Examiner :
Filed : April 13, 2001
Title : PROTEOMIC ANALYSIS BY PARALLEL MASS SPECTROMETRY

Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO NOTICE OF INCOMPLETE RESPONSE

In response to the Notice of Incomplete Response mailed 01/15/02 (copy enclosed), and pursuant to 37 CFR §§1.8(b) and 1.181, applicants hereby petition to withdraw the Notice. The response was deemed incomplete because the oath or declaration is unsigned.

The undersigned, applicant's attorney of record, first became aware of the incomplete response on January 22, 2002, upon receipt of the Notice of Incomplete Response, and submits that this petition to withdraw the Notice is being promptly submitted as required by 37 CFR §1.8(b)(1).

The following documents are submitted under 37 CFR §1.8(b)(2) as proof that all items required for a complete response were timely filed on November 8, 2001.

1. A copy of the signed Declaration and Power of Attorney;
2. A copy of the stamped postcard received by the PTO Mailroom on January 7, 2002, which indicates that the Combined Declaration and Power of Attorney was received.

Also enclosed are the following original signed declarations under 37 C.F.R. § 1.8(b)(3):

1. Declaration Under 37 C.F.R. § 1.8(b)(3) of Christine P. Bellon, attesting on the basis of personal knowledge that the above documents were timely filed on November 8, 2001;
2. Declaration Under 37 C.F.R. § 1.8(b)(3) of Sherry L. Hunt, attesting on the basis of personal knowledge that the above documents were timely filed on November 8, 2001; and

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

February 14, 2002

Date of Deposit

Signature

Sherry L. Hunt

Typed or Printed Name of Person Signing Certificate

Applicant : James R. LaDine et al.
Serial No. : 09/835,273
Filed : April 13, 2001
Page : 2

Attorney Docket No.: 12800-003001


3. Declaration Under 37 C.F.R. § 1.8(b)(3) of Derek Doherty, attesting on the basis of personal knowledge of the mailroom procedures in effect on November 8, 2001.

Applicants submit that the Response was complete and timely filed and requests that the Notice be withdrawn.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: February 14, 2002


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JTG
CPB

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER

09/835,273

FILING/RECEIPT DATE

04/13/2001

FIRST NAMED APPLICANT

James R. LaDine

ATTORNEY DOCKET NUMBER

12800-003001

CONFIRMATION NO. 4611

FORMALITIES LETTER



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JAN 22 2002

FISH & RICHARDSON, P.C.
BOSTON OFFICE

Date Mailed: 01/15/2002

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NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

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The U.S. Patent and Trademark Office has received your reply on 01/04/2002 to the Notice to File Missing Parts (Notice) mailed 06/07/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- The oath or declaration is unsigned.

*A copy of this notice **MUST** be returned with the reply.*

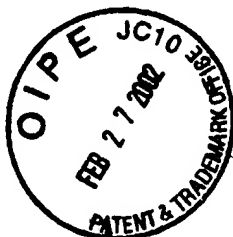
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

DOCKETED BY PRACTICE SYSTEMS	
Action Code	Incomplete Appln
Base Date	1/15/02
Due Date	2/15/02
Deadline	
Initials	PEC On

Docketed By Billing Secretary	
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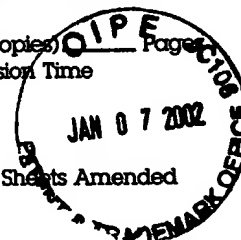
Applicant or Patentee James R. LaDine et al.

No. (Application, Appeal, Interference, Patent, Reexam) 09/835,273

Filing or Issue Date April 13, 2001

Title: PROTEOMIC ANALYSIS BY PARALLEL MASS SPECTROMETRY

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| <input checked="" type="checkbox"/> Combined Declaration and Power of Attorney | |
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| <input type="checkbox"/> Other | |



Atty/SegJG Client/ Thermo Life Sciences/Multiple MS Date 11/08/01
Initials Matter Name